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REJECTION OVER A PENDING SECOND APPLICATIONDocket Number (Optional)
7610-0042.21

In re Application of: Richard N. ELLSON et al.

Application No.: 10/087,372

Filed: March 1, 2002

For: METHOD AND SYSTEM USING ACOUSTIC EJECTION FOR PREPARING AND ANALYZING A
CELLULAR SAMPLE SURFACE

The owner*, Picoliter Inc., of 100 percent interest in the instant application, by virtue of an assignment document recorded on July 29, 2002 at Reel 012936, Frame 0059, hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as shortened by any terminal disclaimer filed prior to the grant of any patent granted on pending second Application Number 10/066,546, filed on January 30, 2002, of any patent on the pending second application. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the second application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

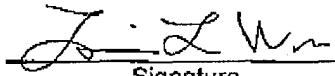
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2. The undersigned is an attorney or agent of record.



December 16, 2003

Signature

Date

Louis L. Wu, Reg. No. 44,413

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